

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.05 K, Closed Area No. 28-C, Rackliff Island, St. George, promulgated on March 9, 1990, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.05 K, Closed Area No. 28-C, Rackliff Island, St. George.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Rackliff Island, St. George, beginning at a line from the most westerly point of Rackliff Island which is approximately 1000 feet southwest of the south end of the causeway of Rackliff Island; then continuing around the island's southerly end to a point on Rackliff Island's eastern shore that is the closest point of Rackliff Island to the northern tip of Slins Island.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: November 29, 1999

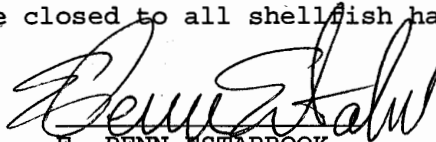
AGENCY CONTACT PERSON: Amy M. Fitzpatrick  
Department of Marine Resources  
McKown Point Road  
West Boothbay Harbor, ME 04575

THE COURIER GAZETTE  
December 2, 1999

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.05 K, Closed Area No. 28-C Rackliff Island, St. George, promulgated on March 9, 1990, and replaces it with a new regulation. This new regulation decreases the size of the closed area by opening the north shore of Rackliff Island to shellfish harvesting.

Department personnel have sampled, and surveyed this area and determined that the reopened area is no longer subject to microbial pollution and can be harvested without threat to public health. The remaining closed portions are subject to microbiological pollution and are closed to all shellfish harvest.

  
E. PENN ESTABROOK  
DEPUTY COMMISSIONER



# Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Saint George

**C28C Rackliff Island, St George**

